

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	8:09CR141
Plaintiff,	)	
	)	
vs.	)	ORDER
	)	
WHITNEY HOPKINS,	)	
SABRINA KING and	)	
ELLIE MILLS,	)	
	)	
Defendants.	)	

This matter is before the court on the motion for an extension of time by defendant Whitney Hopkins (Hopkins) (Filing No. 30). Hopkins seeks an extension of the pretrial motion deadline.

However, the motion does not comply with paragraph 9 of the Progression Order (Filing No. 15) in that the motion is not accompanied by the defendant's affidavit or declaration stating that defendant:

- (1) Has been advised by counsel of the reasons for seeking an extension;
- (2) Understands that the time sought by the extension may be excluded from any calculation of time under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*; and
- (3) With this understanding and knowledge, agrees to the filing of the motion.

Accordingly, the motion (Filing No. 30) is :

( X ) Held in abeyance pending compliance with NECrimR 12.3(a) and Paragraph 9 of the Progression Order. Absent compliance **on or before June 5, 2009**, the motion will be deemed withdrawn and termed on the docket.

( ) Denied.

**IT IS SO ORDERED.**

DATED this 28th day of May, 2009.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge